



Amendments to the Claims:

This listing of claims will replace all prior versions, and listings of claims in the application:

Listing of Claims:

Claim 1. (previously presented) An isolated DNA fragment containing the sequence of SEQ ID NO: 1 as a core sequence, whereby expression in a plant cell or a plant of a peptide-coding sequence placed downstream of both said DNA fragment and expression of a promoter operatively linked to said peptide-coding sequence are repressed by irradiation with white light at 70 $\mu\text{mole/m}^2/\text{sec}$ or irradiation with red light for 2 minutes.

Claim 2. (previously presented) The DNA fragment of claim 1 which is a cis-element comprising the nucleotide sequence of SEQ ID NO: 2 or a sequence obtained by deletion of one or more nucleotides from the nucleotide sequence of SEQ ID NO: 2 provided that the core sequence of SEQ ID NO: 1 is maintained in said DNA fragment.

Claim 3. (previously presented) An isolated DNA fragment containing the sequence of SEQ ID NO:1 as a core sequence or the sequence of SEQ ID NO:3 containing the constitutive promoter, whereby expression in a plant cell or a plant of a peptide-coding sequence operatively linked downstream of said sequence of SEQ ID NO:1 or SEQ ID NO:3 is repressed by irradiation with white light at 70 $\mu\text{mole/m}^2/\text{sec}$ or irradiation with red light for 2 minutes.

Claim 4. (previously presented) An isolated promoter containing the nucleotide sequence of SEQ ID NO: 1 as a core sequence upstream of the promoter, whereby expression in a plant cell or a plant of a peptide-coding sequence operatively linked downstream of said promoter is repressed by irradiation with white light at $70 \mu\text{mole/m}^2/\text{sec}$ or irradiation with red light for 2 minutes.

Claim 5. (previously presented) The promoter of claim 4 containing the sequence of SEQ ID NO: 2 or a sequence obtained by deletion of one or more nucleotides from the nucleotide sequence of SEQ ID NO:2 provided that the core sequence of SEQ ID NO:1 is maintained in said nucleotide sequence.

Claim 6. (previously presented) An isolated promoter comprising the sequence of SEQ ID NO:3, whereby expression in a plant cell or a plant of a peptide-coding sequence operatively linked downstream of said promoter is repressed by irradiation with white light at $70 \mu\text{mole/m}^2/\text{sec}$ or irradiation with red light for 2 minutes.

Claim 7. (previously presented) The DNA fragment of claim 1 or 2 wherein the promoter which is operatively linked to the peptide-coding sequence is a constitutive promoter linked downstream of said DNA fragment.

Claim 8. (previously presented) The promoter of claim 4 or 5 having a constitutive expression promoter linked downstream of said promoter but upstream of said peptide-coding sequence.

Claim 9. (cancelled)

Claim 10. (cancelled)

Claim 11. (previously presented) An expression cassette comprising a peptide-coding sequence linked downstream of the isolated DNA fragment of any one of claims 1, 2 or 3 or promoter of any one of claims 4, 5 and 6, whereby expression in a plant cell or a plant of said peptide-coding sequence is repressed by irradiation with white light at $70 \mu\text{mole}/\text{m}^2/\text{sec}$ or irradiation with red light for 2 minutes.

Claim 12. (cancelled)

Claim 13. (cancelled)

Claim 14. (previously presented) An expression cassette comprising a peptide-coding sequence linked downstream of the isolated DNA fragment of claim 7 or the isolated promoter of claim 8, whereby expression in a plant cell or a plant of said peptide-coding sequence is repressed by irradiation with white light at $70 \mu\text{mole}/\text{m}^2/\text{sec}$ or irradiation with red light for 2 minutes.

Claim 15. (previously presented) A plant cell transformed with the expression cassette of claim 11.

Claim 16. (currently amended) A plant cell transformed with the expression cassette of claim ~~16~~ 14.

Claim 17. (previously presented) A plant transformed with the expression cassette of claim 11, or a progeny of the plant, or a part of said plant or progeny.

Claim 18. (previously presented) A plant transformed with the expression cassette of claim 14, or a progeny of the plant, or a part of said plant or progeny.

Claim 19. (previously presented) A method for controlling expression of a peptide-coding sequence in a plant cell as claimed in claim 15 comprising placing the plant cell under light or in the dark, wherein the expression of the peptide is lower under light than in the dark.

Claim 20. (previously presented) A method for controlling expression of a peptide-coding sequence in a plant cell as claimed in claim 16 comprising placing the plant cell under light or in the dark, wherein the expression of the peptide is lower under light than in the dark.

Claim 21. (previously presented) A method for controlling expression of a peptide-coding sequence in a plant as claimed in claim 17 comprising placing the plant under light or in the dark, wherein the expression of the peptide is lower under light than in the dark.

Claim 22. (previously presented) A method for controlling expression of a peptide-coding sequence in a plant as claimed in claim 18 comprising placing the plant under light or in the dark, wherein the expression of the peptide is lower under light than in the dark.